OCT 1 8 2006

# FAX TRANSMISSION

DATE:

October 18, 2006

PTO IDENTIFIER:

Application Number 10/534593-Conf. #7806

Patent Number

Inventor: Motoyuki ASHIKARI et al.

MESSAGE TO:

US Patent and Trademark Office

FAX NUMBER:

(571) 273-8300

FROM:

LAHIVE & COCKFIELD, LLP

Jeanne M. DiGiorgio

PHONE:

(617) 227-7400

Attorney Dkt. #:

SHZ-024US

PAGES (Including Cover Sheet): 12

CONTENTS: Transmittel (1 page)

Certificate of Transmission (1 page)

Request for Corrected Filing Receipt (2 pages)

Copy of Filing Receipt (3 pages)

Copy of Supplemental ADS (4 pages)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (617) 227-7400 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

#### LAHIVE & COCKFIELD, LLP

28 State Street, Boston, Massachusetts 02109 Telephone: (617) 227-7400 Facsimile: (617) 742-4214

PTC/SB/97 (09-04)

Approved for use through 07/31/2008. OMB 0861-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persone are required to respond to a collection of information unless it displays a velid OMB control number.

Application No. (If known): 10/534593

Attorney Docket No.: SHZ-024US

# Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is bein States Patent and Trademark Office.	g facsimile transmitted to the United
on October 18, 2006 . Date	
Signatur	<del></del>
Jeanne M. Did	Biorgio
Typed or printed name of per	son signing Certificate
41,710	(617) 227-7400
Registration Number, if applicable	Telephone Number
Note: Each paper must have its own certificate of identify each submitted paper.	of transmission, or this certificate must

Copy of Filing Receipt (3 pages) Copy of Supplemental ADS (4 pages)

Request for Corrected Filing Receipt (2 pages)

Certificate of Transmission (1 page)

Transmittal (1 page)

OCT 1 8 2006

PTO/SB/21 (09-04)
Approved for use through 07/31/2008. OMB 0881-0031
U.S. Patent and Tredemark Office: U.S. DEPARTMENT OF COMMERCE
ag to a collection of information unless it displays a valid OMB cantrol number.

ider the Paperwork Reduction Act of 1995, no perso	ra periuper era en	Application Num	iber	10/534593-Conf. #7806	
TRANSMITTAL FORM (to be used for all correspondence after (nitted filling)		Filing Date		October 31, 2005	
		First Named Inv	rentor	Motoyuki ASHIKARI	
		Art Unit			
		Examiner Name	•	Not Yet Assigned	
Total Number of Pages in This Submission		Attorney Docke	t Number	SHZ-024US	
EN	CLOSURES	(Check all the	at apply)		
Fee Transmittel Form	Drawing(\$)			After Allowance Communication to TC	
Fee Attached	Licensing-rel	Licensing-related Papers		Appeals and Interferences	
Amendment/Reply	Petition			Appeal Communication to TC (Appeal Notice, Brief, Raphy Brief)	
After Final	Petition to Convert to 8 Provisional Application			Proprietary Information	
Affidavite/declaration(9)	Power of Attorney, Revocation Change of Correspondence Address			Status Letter	
Extension of Time Request	Extension of Time Request Terminal Dis			X Other Enclosure(s) (please	
Express Abandonment Request Request for				Request for Correction Filing Receipt (2 pgs.); Certificate of Transmission (1 pg.); Copy of Filing Receipt with changes noted thereon (3 pgs.); Copy of	
Information Dieclosure Statement Certified Copy of Priority Document(s)	CD, Number of CD(s)  Landscape Table on CD		1	the Supplemental Application Data Sheet to support the changes (4 pgs.)	
Reply to Missing Parts/	Remarks				
Reply to Missing Parts under 37 CFR 1.52 or 1.53					
ATTORNEY OF AGENT					
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT					
Firm Name LAHIVE & COCKFIELD, LLP					
Signature Rame M. A. Cara					
Printed name Jeagne M. DiGiorgio					
Date October 18, 2006	October 18, 2006 Reg. No. 41,710				

I hereby certify that this paper (slong with any paper referred to as being attached or enclosed) is being transmitted by facalmile to the U.S. Patent and Trademark Office, facalmile no. (671) 273-8300 at Filing Receipt Corrections. Office of Initial Patent Examination, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 18, 2008

\_ (Jeanne M. DiGlorgio)

# RECEIVED CENTRAL FAX CENTER

OCT 1 8 2006

Docket No.: SHZ-024US

(PATENT)

I hereby certify that this correspondence is being facelmile transmitted to the Patent and Tredemark Office, facelmile no. (671) 273-8300 at Filing Receipt Corrections, Office of Initial Patent Examination, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 18, 2008 Signature:

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Motoyuli Ashikari et al.

Application No.: 10/534593

••

Filed: October 31, 2005

For: GENES FOR INCREASING GRAIN YIELD

AND USES THEREOF (As Amended)

Confirmation No.: 7806

Art Unit: 1638

Examiner: Not Yet Assigned

## REQUEST FOR CORRECTED FILING RECEIPT

Filing Receipt Corrections
Office of Initial Patent Examination
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby requests that a corrected Filing Receipt be issued in the aboveidentified patent application. The official Filing Receipt received by Applicant, a copy of which is attached hereto, has errors in

1) Domestic Priority as claimed by applicant

UNITED STATES OF AMERICA 60425919 11/13/2002

2) Foreign Applications

This application is a 371 of PCT/JP03/14434 11/13/2003

A copy of the Application Data Sheet is enclosed to support this change. Applicant additionally requests that all pertinent U.S. Patent and Trademark Office records relating to the subject application be changed to reflect this correction.

Application No.: 10/534593

Docket No.: SHZ-024US

Applicant believes no fee is due with this request. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. SHZ-024US from which the undersigned is authorized to draw.

Dated: October 18, 2006

Respectfully submitted,

Jeanne M. DiGiorgio Registration No.: 41,710

LAHIVE & COCKFIELD, LLP

28 State Street

Boston, Massachusetts 02109

(617) 227-7400

(617) 742-4214 (Fax)

Attorney/Agent For Applicant



### <u>United States Patent and Trademark Office</u>

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Tradespark Office Address COMMISSIONER FOR PATENTS PO Sea 149 Atomica Vigina 2013-1430

FILING OR 371 **DRAWINGS** TOT CLMS IND CLMS ATTY.DOCKET NO ART UNIT FIL FEE REC'D APPL NO. (c) DATE 2 SMZ-024US 10 10/534,593 10/31/2005 1638 3240

> CONFIRMATION NO. 7806 CORRECTED FILING RECEIPT

OC000000020726255

LAHIVE & COCKFIELD 28 STATE STREET BOSTON, MA 02109

Date Mailed: 10/05/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filling Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Motoyuki Ashikari, Nagoya-shl, JAPAN; Makoto Matsuoka, Nagoya-shi, JAPAN: Shaoyang Lin, Wako-shi, JAPAN; Toshio Yamamoto, Wako-shi, JAPAN; Asuka Nishimura, Wako-shi, JAPAN; Tomonori Takashi, Wako-shi, JAPAN;

Power of Attorney: The patent practitioners associated with Customer Number 959.

Domestic Priority data as claimed by applicant

THIS SPATIES OF AMERICA 60425919 1/18/2002

Foreign Applications

This application is a 371 of PCT/JPO3/14434 LIMITED STATES OF AMERICA 60425940 11/13/2002 If Required, Foreign Filling License Granted: 03/10/2006 11/13/2003

The country code and number of your priority application, to be used fo<u>r filing</u> abroad under the Paris

Convention, is US10/534,593

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

OCT 1 0 2006

RECEIVED

TIVE & CCCKFIELD DOCKET DEPT.

RETRIEVEDID/

FORWARDED

Page 2 of 3

Title

Genes for increasing grain yield and uses thereof

Preliminary Class

800

# PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An International (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of Inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filling of a U.S. patent application serves as a request for a foreign filling license. The application's filling receipt contains further information and guidance as to the status of applicant's license for foreign filling.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more Information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

#### GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1,53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to esplonage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-126)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

# RECEIVED CENTRAL FAX CENTER

OCT 1 8 2006

# Supplemental Application Data Sheet

## Application Information

Application number::

10/534593

Filing Date::

05/11/05

Application Type::

Regular

Subject Matter::

Utility

Suggested Group Art Unit::

N/A

CD-ROM or CD-R?::

None

Sequence submission?::

Paper

Computer Readable Form (CRF)?::

Yes

Number of copies of CRF::

1

Title::

**GENES FOR INCREASING GRAIN YIELD** 

AND USES THEREOF (As Amended)

Attorney Docket Numbern:

**SHZ-024US** 

Request for Early Publication?::

No

Request for Non-Publication?::

No No

Small Entity?::
Petition included?::

No

Secrecy Order in Parent Appl.?::

No

# **Applicant Information**

Applicant Authority Type::

Inventor

Primary Citizenship Country::

Japan

Status::

Full Capacity

Given Name::

Motoyuki

Family Name::

ASHIKARI

City of Residence::

Nagoya-shi

Country of Residence::

Japan

Street of mailing address::

407, Newpavilion Kato

1-1401, Makinohara; Meito-ku

City of mailing address::

Nagoya-shi

Supplemental 10534593 05/11/05 07/19/05

State or Province of mailing address:: Aichi
Country of mailing address:: Japan

Postal or Zip Code of mailing address:: 465-0072

Applicant Authority Type:: Inventor
Primary Citizenship Country:: Japan

Status:: Full Capacity

Given Name:: Makoto

Family Name:: MATSUOKA
City of Residence:: Nagoya-shi

Country of Residence:: Japan

Street of mailing address:: 9-203, Takinomizujutaku, 3-252,

Shinonokaze Midori-ku

City of mailing address:: Nagoya-shi

State or Province of mailing address:: Aichi
Country of mailing address:: Japan

Postal or Zip Code of mailing address:: 458-0015

Applicant Authority Type:: Inventor

Primary Citizenship Country:: People's Republic of China

Status:: Full Capacity

Given Name:: Shaoyang

Family Name:: LIN

City of Residence:: Wako-shi
Country of Residence:: Japan

Street of mailing address:: c/o Honda Research Institute Japan

1, Honcho 8-chome

City of mailing address:: Wako-shi

State or Province of mailing address:: Saitama
Country of mailing address:: Japan

Postal or Zip Code of mailing address:: 351-0114

Applicant Authority Type:: Inventor

Primary Citizenship Country:: Japan

Status:: Full Capacity

Given Name:: Toshio

Family Name:: YAMAMOTO

City of Residence:: Wako-shi

Country of Residence:: Japan

Street of mailing address:: c/o Honda Research Institute Japan

1, Honcho 8-chome

City of mailing address:: Wako-shi

State or Province of mailing address:: Saitama

Country of mailing address:: Japan

Postal or Zip Code of mailing address:: 351-0114

Applicant Authority Type:: Inventor

Primary Citizenship Country:: Japan

Status:: Full Capacity

Given Name:: Asuka

Family Name:: NISHIMURA

City of Residence:: Wako-shi
Country of Residence:: Japan

Street of mailing address:: c/o Honda Research Institute Japan

1, Honcho 8-chome

City of mailing address:: Wako-shi

State or Province of mailing address:: Saitama

Country of mailing address:: Japan

Postal or Zip Code of mailing address:: 351-0114

Applicant Authority Type:: Inventor

Primary Citizenship Country:: Japan

Status:: Full Capacity

Given Name::

Tomonori

Family Name::

**TAKASHI** 

City of Residence::

Wako-shi

Country of Residence::

Japan

Street of mailing address::

c/o Honda Research Institute Japan

1, Honcho 8-chome

City of mailing address::

Wako-shi

State or Province of mailing address::

Saitama

Country of mailing address::

Japan

Postal or Zip Code of mailing address::

351-0114

Correspondence Information

Correspondence Customer Number::

00959

Representative Information

Representative Customer Number::

00959

# **Domestic Priority Information**

Application::	Continuity Type::	Parent Application:	Parent Filing Date::
This Application	National Stage of	PCT/JP03/14434	11/13/03
PCT/JP03/14434	An application claiming the benefit under 35 USC 119(e)	60/425,919	11/13/02

### Foreign Priority Information

#### Assignee Information

Assignee name::

Honda Motor Co., Ltd.

Street of mailing address::

1-1, Minami-Aoyama 2-chome

City of mailing address::

Minato-ku

State or Province of mailing address::

Tokyo

Country of mailing address::

Japan

Postal or Zip Code of mailing address::

107-8556

Page # 4

Supplemental 10534593 05/11/05 07/19/05